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Attorneys for Defendant and Cross-Claimant
MOYER PRODUCTS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MAXIM I PROPERTIES, a general
partnership,

Plaintiff,

v.

A.M. BUD KROHN, et al.,

Defendants.

CASE NO. 4:12-CV-00449 DMR

**JOINT STIPULATION AND REQUEST
FOR CONTINUANCE OF FURTHER
CASE MANAGEMENT CONFERENCE
AND RELATED DEADLINES; ORDER
(AS MODIFIED)**

AND RELATED CROSS-ACTIONS.

Judge: Honorable Donna M. Ryu
Action Filed: January 27, 2012

This Joint Stipulation and Request for Continuance of the scheduled Case Management Conference is submitted on behalf of all parties remaining in this litigation as a result of ongoing settlement negotiations held pursuant to ADR Local Rule 7-1, under the direction of Magistrate Judge Cisneros.

WHEREAS, pursuant to this Court's order of December 5, 2023 (Doc. 351) granting the Joint Stipulation and Request for Continuance of Case Management Conference and Related Deadlines (Order), the Court set a date of March 6, 2024, at 1:30 p.m. for a continued Case Management Conference; and

WHEREAS, said Order also set a deadline of February 28, 2024 for the parties to file a joint Case Management Conference Statement; and

1 WHEREAS, by minute order dated January 18, 2024 (Doc. 352) a telephonic status
2 conference was scheduled with Magistrate Judge Cisneros for February 15, 2024 at 1:00 p.m. for
3 the parties to provide Magistrate Judge Cisneros a progress update regarding resolution of the
4 case. The parties appeared at the February 15, 2024 telephonic status conference and advised
5 Magistrate Judge Cisneros of the following: The parties' settlement negotiations are ongoing
6 and, to that end, the parties have been in communication with the California Department of Toxic
7 Substances Control (DTSC) in furtherance of ongoing settlement efforts, and additional meetings
8 and communications with DTSC are necessary. Accordingly, by minute order dated February 15,
9 2024 (Doc. 353) a further telephonic settlement status conference has been scheduled for March
10 28, 2024, at 1:00 p.m. with Magistrate Judge Cisneros.

11 WHEREAS, as a result of the need for additional meetings and communications with
12 DTSC, and in recognition of the March 28, 2024 conference with Magistrate Judge Cisneros, the
13 parties agree and request that the currently scheduled Case Management Conference be continued
14 to a date between April 15 – April 26, 2024, or after June 6, 2024, subject to the Court's
15 availability. The parties further agree and request that the current deadline to file a joint Case
16 Management Conference Statement be continued to a date consistent with the new Case
17 Management Conference.

18 NOW, THEREFORE, the parties hereby stipulate and jointly request that:

19 1. The Case Management Conference currently scheduled on March 6, 2024, be
20 continued to a date convenient for the Court between April 15 – April 26, 2024, or after June 6,
21 2024; and

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2. The date for submission and filing of a joint Case Management Conference Statement be continued to an appropriate date prior to the date of the continued Case Management Conference.

DATED: February 22, 2024

SOMACH SIMMONS & DUNN
A Professional Corporation

By: /s/ Theresa C. Barfield
THERESA C. BARFIELD
Attorneys for MOYER PRODUCTS, INC.

DATED: February 22, 2024

NIXON PEABODY LLP

By: /s/ Theresa C. Barfield (for Gregory O'Hara)
GREGORY P. O'HARA
Attorneys for MAXIM I PROPERTIES

DATED: February 22, 2024

BERKES CRANE SANTANA & SPANGLER LLP

By: /s/ Theresa C. Barfield (for Laurie Julien)
LAURIE S. JULIEN
Attorneys for CENTRAL COATING COMPANY, INC.

DATED: February 23, 2024

BURNHAM BROWN

By: /s/ Theresa C. Barfield (for Charles Alfonzo)
CHARLES ALFONZO
Attorneys for A.M. BUD KROHN and
NATIONAL AUTO RECOVERY BUREAU, INC.

DATED: February 22, 2024

SILICON VALLEY LAW GROUP

By: /s/ Theresa C. Barfield (for Kathryn Barrett)
KATHRYN E. BARRETT
Attorneys for TELEWAVE, INC. and
THERMIONICS LABORATORY, INC.

DATED: February 23, 2024

SPENCER FANE LLP

By: /s/ Theresa C. Barfield (for Servando Sandoval)
SERVANDO SANDOVAL
Attorneys for SPRAYTRONICS, INC.

1 DATED: February 22, 2024

LEWIS BRISBOIS BISGAARD & SMITH

2 By: /s/ Theresa C. Barfield (for Robert Farrell)
3 GLENN FRIEDMAN
4 ROBERT FARRELL
Attorneys for THE SHERWIN-WILLIAMS
COMPANY

5 DATED: February 22, 2024

BAY LAW GROUP LLP

6 By: /s/ Theresa C. Barfield (for Joshua Bloom)
7 JOSHUA A. BLOOM
8 Attorneys for RENESAS ELECTRONIC
AMERICA, INC.

GENERAL ORDER 45 CERTIFICATION

I, Theresa C. Barfield, hereby attest, pursuant to N.D. Cal. General Order No. 45, that the concurrence to the filing of this document has been obtained from each signatory hereto, with the person approving the stipulation and consenting to the signing thereof noted on each signature line.

DATED: February 23, 2024

SOMACH SIMMONS & DUNN
A Professional Corporation

By: /s/ Theresa C. Barfield
Theresa C. Barfield
Attorneys for MOYER PRODUCTS, INC.

SOMACH SIMMONS & DUNN
A Professional Corporation

ORDER (AS MODIFIED)

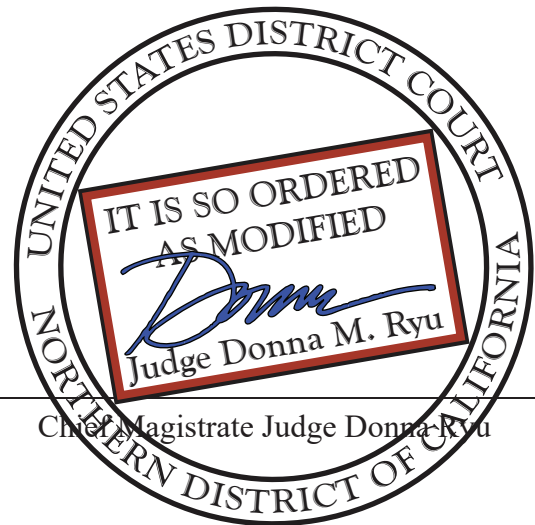
PURSUANT TO STIPULATION AND GOOD CAUSE APPEARING THEREFOR, IT IS HEREBY ORDERED THAT:

1. The Further Case Management Conference scheduled for March 6, 2024, at 1:30 p.m. is hereby continued to April 17, 2024, at 1:30 p.m. in Oakland, - Videoconference Only before Chief Magistrate Judge Donna M. Ryu. All counsel and parties may access the webinar information (public hearings) at <https://cand.uscourts.gov/judges/ryu-donna-m-dmr/>.

2. The Joint Case Management Conference Statement due by February 28, 2024, is hereby continued to April 10, 2024.

IT IS SO ORDERED AS MODIFIED.

DATED: February 23, 2024



Chief Magistrate Judge Donna M. Ryu

CERTIFICATE OF SERVICE*Maxim I Properties v. Krohn, et al.*United States District Court – Northern District of California
Case No. 4:12-cv-00449-DMR

I am a citizen of the United States and am employed in the County of Sacramento, State of California. I am over the age of eighteen (18) and not a party to the within action. My business address is 500 Capitol Mall, Suite 1000, Sacramento, California 95814. I declare that I am employed in the offices of a member of the bar of this court at whose direction the service was made.

XX [Electronic Transmission] I hereby certify that on the date identified below, I electronically transmitted the foregoing **JOINT STIPULATION AND REQUEST FOR ADDITIONAL CONTINUANCE OF CASE MANAGEMENT CONFERENCE AND RELATED DEADLINES; [PROPOSED] ORDER** to the Clerk of the Court using the CM/ECF System for filing, which will generate and transmit a notice of electric filing to the CM/ECF registrants identified on the attached Service List:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on February 23, 2024 at Sacramento, California.

/s/ Jennifer Estabrook

Jennifer Estabrook

SOMACH SIMMONS & DUNN
A Professional Corporation

SERVICE LIST

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<p>Charles Anthony Alfonzo Eric R. Haas Burnham Brown 1901 Harrison Street, 11th Floor P.O. Box 119 Oakland, CA 94612 Telephone: (510) 444-6800 Email: calfonzo@burnhambrown.com ewong@burnhambrown.com ehaas@burnhambrown.com dwatson@burnhambrown.com</p> <p>Kimberly Chew Dentons US LLP One Market Plaza, Spear Tower, 24th Floor San Francisco, CA 94105 Telephone: (415) 267-4000 Email: kimberly.chew@dentons.com agranger@burnhambrown.com ahokafonu@burnhambrown.com</p>	<p><i>Attorneys for Cross-Defendants</i> A.M. BUD KROHN and NATIONAL AUTO RECOVERY BUREAU, INC.</p>
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<p>Gregory Paul O'Hara Lauren Marian Michals</p>	<p><i>Attorneys for Plaintiff/Counter-Defendant</i> MAXIM I PROPERTIES</p>

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